

FILED

CONSENT ORDER

CAUSE NO. C-1776

JURISDICTION

2. Respondent is a Kansas domiciled insurance company licensed to engage in the business of insurance in the State of Nebraska whose main administration address is 555 South Kansas Avenue, Topeka, KS 66601, and whose address for service of process is 301 S. 13th Street, Suite 500, Lincoln, NE 68508.

1. The Department initiated this administrative proceeding by filing a Petition and Notice of Hearing styled State of Nebraska Department of Insurance vs. American Investors Life

Insurance Company, Cause No. C-1776 on July 7, 2009. A copy of the Petition and Notice of Hearing was served upon Respondent by mailing a copy to 555 South Kansas Avenue, Topeka, KS 66601, by certified mail, return receipt requested. A copy of the Petition and Notice of Hearing was also served upon Respondent by mailing a copy to Respondent's registered address for service of process at 301 S. 13th Street, Suite 500, Lincoln, NE 68508, by certified mail, return receipt requested.

2. On July 9, 2009, the Department filed an Amended Petition and Notice of Hearing styled State of Nebraska Department of Insurance vs. American Investors Life Insurance Company, Cause No. C-1776 on July 9, 2009. A copy of the Amended Petition and Notice of Hearing was served upon Respondent by mailing a copy to 555 South Kansas Avenue, Topeka, KS 66601, by certified mail, return receipt requested. A copy of the Petition and Notice of Hearing was also served upon Respondent by mailing a copy to Respondent's registered address for service of process at 301 S. 13th Street, Suite 500, Lincoln, NE 68508, by certified mail, return receipt requested.

3. Respondent allegedly violated NEB. REV. STAT. §§44-1524 and 44-1525(12), as a result of the conduct set forth in Paragraph 6(d) through 6(o) in the Amended Petition and Notice of Hearing.

4. In order to resolve the allegations contained in the Amended Petition and Notice of Hearing and in order to avoid further expense and loss of time, the Department, by and through its counsel of record, Joel F. Green, and Respondent enter into this Consent Order freely and voluntarily. Respondent was informed of its right to a public hearing. Respondent waives its right to a hearing and acknowledges that by doing so, Respondent also waives its right to confrontation of witnesses, production of evidence, and judicial review.

5. Respondent admits the allegations set forth paragraph 6(d) through 6(o) in the Petition and Notice of Hearing as referenced in Paragraph 3 of this section and is willing to amicably resolve all pending matters to avoid the uncertainty and expense of litigation. The Department recognizes that Respondent, prior to this matter, has operated within the guidelines of the Nebraska Insurance Code and that no administrative actions had previously been filed against Respondent by the Department.

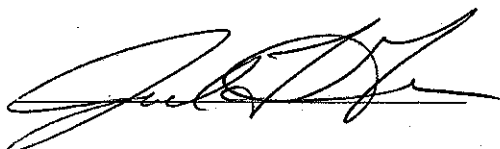
CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of NEB. REV. STAT. §§44-1524 and 44-1525(12).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondent, American Investors Life Insurance Company, that Respondent shall pay an administrative fine in the amount of one thousand five hundred dollars (\$1,500.00) due within 30 days after the Director of Insurance or her designee approves and signs this consent order.

The Department of Insurance will continue to retain jurisdiction over this matter. If Respondent fails to pay the amount required as specified under this consent order, additional administrative action shall be taken by the Petitioner, which may include revocation of Respondent's Nebraska certificate of authority. In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his/her signature below.



Joel F. Green, #22900
Attorney for Petitioner
941 O Street, Suite 400
Lincoln, NE 68508
(402) 471-2201

Date

8/10/09

American Investors Life Insurance Company,
Respondent

By:

Maureen Closson, SVR Compliance
8.6.09

Date

State of Iowa)
County of Polk) ss.

On this 6th day of August, 2009, an authorized representative of American Investors Life Insurance Company personally appeared before me and read this Consent Order, executed the same and acknowledged the same to be his/her voluntary act and deed.

Jane F. Kerr
Notary Public



CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. American Investors Life Insurance Company, Cause No. C-1776.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE

Ann M. Frohman
ANN M. FROHMAN

Director of Insurance

8/11/09
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consent Order was served upon Respondent by mailing a copy to Respondent's main administration address at 555 South Kansas Avenue, Topeka, KS 66601, by certified mail, return receipt requested on this 11th day of August, 2009.

I also hereby certify that a copy of the foregoing Consent Order was served upon Respondent by mailing a copy to Respondent's registered address for service of process at 301 S. 13th Street, Suite 500, Lincoln, NE 68508, by certified mail, return receipt requested, on this 11th day of August, 2009.

Nancy A. Truitt